## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

NANCY E. LEWEN

Civil Action No. 1:17-cv-148-SPB

Plaintiff,

:

v.

Magistrate Judge Susan Paradise

PENNSYLVANIA SOLDIERS' AND : Baxter

SAILORS' HOME (PSSH), BARBARA

RAYMOND, PENNSYLVANIA

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS, BRIGADIER GENERAL ANTHONY CARRELLI,

PENNSYLVANIA STATE CIVIL SERVICE : COMMISSION, CHAIRMAN BRYAN R. : LENTZ, COMMISSSIONER ODELFA : SMITH PRESTON AND COMMISSIONER :

GREGORY M. LANE,

:

Defendant.

## DEFENDANTS RESPONSE TO PLAINTIFF'S MOTION FOR LEAVE TO FILE A SECOND AMENDED COMPLAINT (ECF 26)

AND NOW, comes the Defendants, by their counsel, Deputy Attorney General Michael E. Kennedy and Kenneth Joel, Chief Deputy Attorney General and file the following Response to Plaintiff's Motion for Leave to File a Second Amended Complaint. (ECF 26);

- Defendants consent to Plaintiffs Motion for Leave to File a Second Amended Complaint.
- 2. By this Consent, Defendants do not waive any substantive or procedural defenses to the Second Amended Complaint to be filed by Plaintiff.

Respectfully submitted,

JOSH SHAPIRA Attorney General By: /s/MICHAEL E. KENNEDY

KENNETH L. JOEL

Chief, Litigation Section

MICHAEL E. KENNEDY Deputy Attorney General Attorney I.D. 52780

Chief Deputy Attorney General

Office of Attorney General 564 Forbes Avenue, Manor Complex Pittsburgh, PA 15219

Date: October 6, 2017 Counsel for Defendants

Respectfully submitted,

Attorneys for Defendants,

/s/Michael E Kennedy
Michael E Kennedy
Deputy Attorney General
PA ID 52780
OFFICE OF ATTORNEY GENERAL
6th Floor, Manor Complex
564 Forbes Avenue
Pittsburgh, PA 15219

## **CERTIFICATEOF SERVICE**

I certify that a true and correct copy of this response to motion was served upon the Plaintiff on October 6, 2017, by first class US mail to her record address:

3342 west 12th street, Erie PA 16505.

Attorneys for Defendants, /s/Michael E Kennedy
Michael E Kennedy
Deputy Attorney General
PA ID 52780